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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

JERMAINE ALONZO MITCHELL,

Defendant.

Case No. 3:04-cr-10-HDM-CLB
ORDER GRANTING
**Stipulation to Extend Deadlines
Regarding Defendant's Motion (Second
Request)**

It is hereby stipulated and agreed, by and between Jason M. Frierson, United States Attorney, through Jim W. Fang, Assistant United States Attorney, and Wendi Overmyer, Assistant Federal Public Defender, counsel for Defendant Jermaine Alonzo Mitchell, that the government's deadline to respond to Mitchell's Motion for Compassionate Release under the First Step Act, ECF No. 275, currently set for October 11, 2024, be extended until December 11, 2024.

1. Mitchell filed his motion on August 27, 2024. The parties previously agreed to extend the government's response deadline to October 11, 2024, which this Court granted. ECF No. 278.

2. Thereafter, the government learned that Mitchell is being considered for clemency by the Office of the Pardon Attorney. If Mitchell is granted clemency, he will be

1 released, and the instant motion becomes moot. As such, the parties agree to continue the
2 response deadline for two months, to allow the clemency process to play out.

3 3. Therefore, the parties respectfully ask this Court to grant an extension, until
4 December 11, 2024, for the government to respond to Mitchell's Motion for a Sentence
5 Reduction.

6 DATED this 1st day of October, 2024.

7 JASON M. FRIERSON
8 United States Attorney

9 s/ Jim W. Fang
JIM W. FANG
Assistant United States Attorney
10 *Counsel for the United States*

s/ Wendi Overmyer
WENDI OVERMYER
Assistant Federal Public Defender
11 *Counsel for Mitchell*

1 **UNITED STATES DISTRICT COURT**
2 **DISTRICT OF NEVADA**

3 UNITED STATES OF AMERICA,

Case No. 3:04-cr-10-HDM-CLB

4 Plaintiff,

5 v.

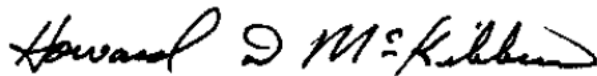
6 JERMAINE ALONZO MITCHELL,

7 Defendant.

8 **ORDER**

9 Based on the pending Stipulation between the defense and the government, and good
10 cause appearing therefore, IT IS HEREBY ORDERED that the Government's response to
11 defendant's Motion for Compassionate Release, ECF No. 275, shall be filed and served on
12 or before December 11, 2024.

13 DATED this 2nd day of October, 2024.

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HONORABLE HOWARD D. MCKIBBEN
17 UNITED STATES DISTRICT JUDGE
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